



BEST AVAILABLE COPY

DEP 3 REF
Room 307

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2005 FEB 11 PM 12:42

Atty. Docket: FOURNIER1

In re Application of:	)	Conf. No.: 4159
)	
Laurent FOURNIER	)	Art Unit: 2122
)	
Appln. No.: 09/927,457	)	Examiner: C.O. Kendall
)	
Filed: August 13, 2001	)	Washington, D.C.
)	
For: A TOOL FOR IMPLEMENTING	)	January 28, 2005
FLOATING POINT RELATED)	
APPLICATIONS USING ...)	

REQUEST FOR REFUND

Honorable Commissioner for Patents
U.S. Patent and Trademark Office
Randolph Building, Mail Stop 16 (Refunds)
401 Dulany Street
Alexandria, VA 22314

Sir:

On January 26, 2005, an amendment was filed in the above-identified application. On the transmittal letter filed therewith extra claim and extra independent claim fees were inadvertently paid. The fees for these extra claims were paid when the response to the Notice to File Missing Parts of Nonprovisional Application was filed on November 14, 2001. A copy of both the Notice and the paper entitled "Late Submission of Filing Fee and/or Declaration" is attached hereto. The total number of claims present in the application as filed was 35, and the number of total independent claims in the application as filed was 12.

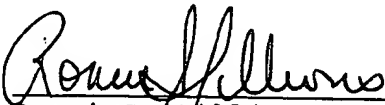
As the fee for 15 extra claims and the 9 extra independent claims was paid on November 14, 2001, undersigned hereby requests that the refund due in the amount of \$1,275.00

.In re of Appln. No. 09/927,457

be credited back to the credit card account of Browdy and
Neimark, PLLC, rather than being refunded by check.

Respectfully submitted,

BROWDY AND NEIMARK, P.L.L.C.
Attorneys for Applicant(s)

By 
Ronni S. Jillions
Registration No. 39,979

RSJ:rd

Telephone No.: (202) 628-5197

Facsimile No.: (202) 737-3528

G:\bN\c\cohn\fourrier1\pto\RequestRefund.doc

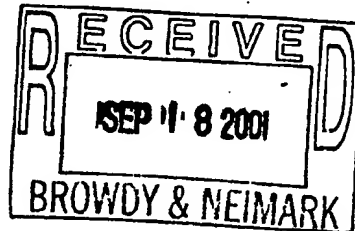


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/927,457	08/13/2001	Laurent Fournier	FOURNIER=1

001444
BROWDY AND NEIMARK, P.L.L.C.
624 NINTH STREET, NW
SUITE 300
WASHINGTON, DC 20001-5303



CONFIRMATION NO. 4159

FORMALITIES LETTER



OC000000008565492

Date Mailed: 09/17/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$990.
 - \$270 for 15 total claims over 20.
 - \$720 for 9 independent claims over 3.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1830.

*A copy of this notice **MUST** be returned with the reply.*

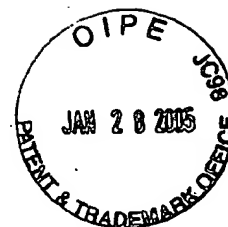
DOCKETED

MSP=17N02001

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Application Division
 FOURNIER, Laurent) ATTN: BOX MISSING PARTS
 Serial No.: 09/927,457) Washington, D.C.
 Filing Date: 08/31/2001) Confirmation No. 4159
 For: A TOOL FOR IMPLEMENTING FLOATING-POINT...) November 14, 2001

LATE SUBMISSION OF FILING FEE AND/OR DECLARATION

HON. COMMISSIONER OF PATENTS

Washington, D.C. 20231

Sir:

The present communication is in response to the "NOTICE TO FILE MISSING PARTS OF APPLICATION..." dated September 17, 2001.

- ☒ Attached hereto is an executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title and filing date information.
- ☐ Attached hereto is an executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, serial number, filing date and priority information, and to which is attached a duplicate copy of the application as filed.
- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ A Communication.
- ☐ Preliminary Amendment and Statements in Support of Filing and Submissions in Accordance with 37 C.F.R. '1.821-1.825.
- ☐ Sequence Listing (hardcopy), and computer-readable form of Sequence Listing.
- ☐ A certified copy of priority document no. _____, filed _____, is also attached. Priority is claimed.
- ☐ An Information Disclosure Statement with 08A-1449 and _____ references is also attached.

The following fee is calculated below:

	(Col 1)	(Col 2)	SMALL ENTITY			OTHER THAN SMALL ENTITY	
FOR:	NO. FILED	NO. EXTRA	RATE	FEE	OR	RATE	FEE
BASIC FEE				\$ 370.00	OR		\$ 740.00
TOTAL CLAIMS	- 35	15	X 9 =	\$		X 18 =	\$ 270.00
INDEP. CLAIMS	- 12	09	X 42 =	\$		X 84 =	\$ 756.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ 135 =	\$		+ 270 =	\$
If the difference in Col. 1 is less than 0, enter "0" in Col. 2			TOTAL	\$		TOTAL	\$1,766.00

- ☐ Surcharge for late filing of English translation \$ 130.00
- ☒ Late filing of Declaration surcharge in the amount of:
 Small Entity ☐ \$65.00 Other than Small Entity ☒ \$130.00
- ☐ It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a).

The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:

Small Entity

Response Filed Within

- ☐ First - \$ 55.00
- ☐ Second - \$ 200.00
- ☐ Third - \$ 460.00
- ☐ Fourth - \$ 720.00

Month After Time Period Set

Other Than Small Entity

Response Filed Within

- ☐ First - \$ 110.00
- ☐ Second - \$ 440.00
- ☐ Third - \$ 920.00
- ☐ Fourth - \$ 1,440.00

Month After Time Period Set

- ☒ Conditional Petition for Extension of Time:
 If any extension of time for a response is required, applicant requests that this be considered a petition therefor.
- ☐ Check No. _____ in the amount of \$ _____ is enclosed to cover the above fees.
- ☒ Credit Card Payment Form, PTO-2038, authorizing payment in the amount of \$1,896.00 is enclosed to cover the fees.
- ☒ The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

BROWDY AND NEIMARK, P.L.L.C.
 Attorneys for Applicant(s)

By: _____
 Sheridan Neimark
 Registration No. 20,520



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: FOURNIER=1

In re Application of:	)	Art Unit: 2122
Laurent FOURNIER	)	Examiner: C.O. Kendall
Appln. No.: 09/927,457	)	Washington, D.C.
Filed: August 13, 2001	)	Confirmation No. 4159
For: A TOOL FOR IMPLEMENTING FLOATING POINT RELATED APPLICATIONS USING CUSTOMIZED LANGUAGE	)	January 26, 2005

REPLY: AMENDMENT AND REMARKS

Customer Window, Mail Stop Amendments
Honorable Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Crystal Plaza Two, Lobby, Room 1B03
Arlington, Virginia 22202

Sir:

Replying to the Office Action mailed August 26,
2004, please amend as follows:

Amendments to the Claims are reflected in the listing of
claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 17 of this paper

11/28/2005 LWONDIM1 00000071 09927457

12 FC:2202 375.00 OP
13 FC:2201 900.00 OP

Adjustment date: 04/01/2005 SDIRETA1
01/28/2005 LWONDIM1 00000071 09927457
01 FC:2252 -225.00 OP

Adjustment date: 04/01/2005 SDIRETA1
01/28/2005 LWONDIM1 00000071 09927457
01 FC:2252 -225.00 OP

Adjustment date: 04/01/2005 SDIRETA1
01/28/2005 LWONDIM1 00000071 09927457
02 FC:2202 -375.00 OP
03 FC:2201 -900.00 OP

04/01/2005 SDIRETA1 00000005 09927457 450.00 OP
01 FC:1252

RAM Fee History Query

Revenue Accounting and Management

Name/Number: 09927457

Total Records Found: 9

Start Date: Any Date

End Date: Any Date

Accounting Date	Sequence Num.	Tran Type	Fee Code	Fee Amount	Mailroom Date	Payment Method
11/15/2001	00000063	1	101	\$740.00	11/14/2001	CC
11/15/2001	00000064	1	102	\$756.00	11/14/2001	CC
11/15/2001	00000065	1	103	\$270.00	11/14/2001	CC
11/15/2001	00000066	1	105	\$130.00	11/14/2001	CC
12/18/2001	00000082	1	581	\$40.00	12/17/2001	CC
01/28/2005	00000220	1	2252	\$225.00	01/26/2005	CC
01/28/2005	00000221	1	2202	\$375.00	01/26/2005	CC
01/28/2005	00000222	1	2201	\$900.00	01/26/2005	CC
02/02/2005	00000050	1	1461	\$225.00	01/28/2005	CC

Adjustment date: 04/01/2005 SDIRETA1
 01/28/2005 LWONDIH1 00000071 09927457
 02 FC:2202 -375.00 OP
 03 FC:2201 -900.00 OP

Adjustment date: 04/01/2005 SDIRETA1
 02/02/2005 DALLIN 00000028 09927457
 01 FC:1461 -225.00 OP

Refund Ref: 04/01/2005 0030020795
 Credit Card Refund Total: \$1050.00
 Am Exp.: XXXXXXXXXXXX1004

Refund Ref: 04/01/2005 0030020796
 Credit Card Refund Total: \$225.00
 Am Exp.: XXXXXXXXXXXX1004



2005 JAN 31 PM 12:26

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Docket: FOURNIER1

In re Application of:	)	Conf. No.: 4159
Laurent FOURNIER	)	Art Unit: 2122
Appln. No.: 09/927,457	)	Examiner: C.O. Kendall
Filed: August 13, 2001	)	Washington, D.C.
For: A TOOL FOR IMPLEMENTING	)	January 28, 2005
FLOATING POINT RELATED)	
APPLICATIONS USING ...)	

REQUEST FOR SMALL ENTITY STATUS ERROR TO BE EXCUSED

Honorable Commissioner for Patents
U.S. Patent and Trademark Office
Randolph Building, Mail Stop Amendments
401 Dulany Street
Alexandria, VA 22314

RECEIVED

FEB 03 2005

OFFICE OF PETITIONS

Sir:

An amendment filed in the present application on January 26, 2005, status as a small entity was inadvertently claimed and fees for a two-month extension of time as a small entity were paid in good faith. It has now been discovered that such status as a small entity was claimed in error. Pursuant to 37 C.F.R. §1.28(c), it is requested that this error be excused as the present communication is in compliance with the separate submission and itemization requirements of paragraphs (c)(1) and (c)(2) of 37 C.F.R. §1.28.

The following itemization of the total deficiency payment is provided:

Type of Fee	Current Fee for Non-Small Entity	Small Entity Fee Actually Paid	Date of Payment	Deficiency Owed
Two-Month Extension of Time	\$450.00	\$225.00	01-26-2005	\$225.00
TOTAL OWED				\$225.00

Adjustment date: 04/01/2005 SDIRETA1
02/02/2005 DALLIN 00000028 09927457
01 FC:1461 -225.00 OP

02/02/2005 DALLIN 00000028 09927457

01 FC:1461 225.00 OP

**This Page is Inserted by IFW Indexing and Scanning
Operations and is not part of the Official Record**

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ **BLACK BORDERS**
- ☐ **IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**
- ☐ **FADED TEXT OR DRAWING**
- ☐ **BLURRED OR ILLEGIBLE TEXT OR DRAWING**
- ☐ **SKEWED/SLANTED IMAGES**
- ☐ **COLOR OR BLACK AND WHITE PHOTOGRAPHS**
- ☐ **GRAY SCALE DOCUMENTS**
- ☐ **LINES OR MARKS ON ORIGINAL DOCUMENT**
- ☐ **REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**
- ☐ **OTHER:** _____

IMAGES ARE BEST AVAILABLE COPY.

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.